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RODGERS, AND PATRICK WOOD, III

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

HARRY W. PLICHTA, Individually and on
Behalf of All Others Similarly Situated,

Plaintiff,

v.

SUNPOWER CORPORATION, THOMAS
H. WERNER, DENNIS V. ARRIOLA,
EMMANUEL T. HERNANDEZ,
DEUTSCHE BANK SECURITIES INC.,
CREDIT SUISSE SECURITIES (USA)
LLC, LAZARD CAPITAL MARKETS
LLC, BARCLAYS CAPITAL INC, PIPER
JAFFRAY & CO., WACHOVIA CAPITAL
MARKETS, LLC N/K/A WELLS FARGO
SECURITIES, LLC, SL HARE CAPITAL,
INC., T.J. RODGERS, W. STEVE
ALBRECHT, BETSY S. ATKINS,
PATRICK WOOD, III & UWE-ERNST
BUFE

Defendants.

Case No. CV 09-5473-RS
(Consolidated)

CLASS ACTION

**STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING
CASE MANAGEMENT
CONFERENCE**

1 WHEREAS, the above-captioned action is a securities class action lawsuit, governed by
2 the Private Securities Litigation Reform Act of 1995, Pub. L. No. 104-67, 109 Stat. 737;

3 WHEREAS, on May 28, 2010, Lead Plaintiffs Arkansas Teacher Retirement System,
4 Första-AP Fonden, and Danske Investment Management A/S (collectively, "Lead Plaintiffs"),
5 filed the Consolidated Class Action Complaint for Violation of the Federal Securities Laws
6 [Dkt. No. 92] (the "Consolidated Complaint");

7 WHEREAS, on August 5, 2010, Defendants filed motions to dismiss the Consolidated
8 Complaint [Dkt. Nos. 112, 122];

9 WHEREAS, Lead Plaintiffs are scheduled to file an opposition to the motions to dismiss
10 on or before September 22, 2010;

11 WHEREAS, by Court order entered on June 28, 2010 [Dkt. No. 109], a case
12 management conference in these actions is currently scheduled for October 7, 2010;

13 WHEREAS, Defendants are scheduled to file replies in support of their motions to
14 dismiss on or before October 21, 2010;

15 WHEREAS, the motions to dismiss are scheduled to be heard by the Court on
16 November 4, 2010;

17 WHEREAS, it would conserve judicial and party resources to hold the case management
18 conference in this action after the motions to dismiss are decided;

19 IT IS HEREBY STIPULATED AND AGREED among the undersigned parties as
20 follows:

21 (1) The case management conference currently scheduled for October 7, 2010, shall
22 be rescheduled to January 13, 2011, at 10:00 a.m., or at such time thereafter that is convenient to
23 the Court, in Courtroom 3, 17th Floor, United States Courthouse, 450 Golden Gate Avenue, San
24 Francisco, California; and

25 (2) The parties shall file a Joint Case Management Conference Statement one week
26 prior to the conference.

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1 Dated: September 20, 2010

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4 By: /s/ Judson Lobdell
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10 Dated: September 20, 2010

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18 Dated: September 20, 2010

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21 *Jaffray & Co., Wachovia Capital Markets, LLC n/k/a*
22 *Wells Fargo Securities, LLC, and SL Hare Capital,*
23 *Inc.*

1 PURSUANT TO STIPULATION, IT IS SO ORDERED.

2
3 Dated: September 22, 2010



HONORABLE RICHARD SEEBORG
UNITED STATES DISTRICT JUDGE